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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

vs.

Wesley Warren Temple,

Defendant.

No.: 2:22-cr-01107-PHX-JJT (JZB)

**MOTION TO CONTINUE TRIAL and
MOTION TO EXTEND PRETRIAL
MOTIONS DEADLINE**

(Defendant In Custody)

(First Request)

Defendant, through undersigned counsel, respectfully requests that this Court continue the time for filing of pretrial motions for a period of ninety (90) days from the current date of October 11, 2022. In addition, defendant requests that the Court continue the trial date for a period of ninety (90) days from the current date of November 1, 2022.

Undersigned counsel was relatively recently appointed and still in the process of collecting and receiving discovery. The parties are still in plea negotiations. Defense will need this continuance in order to ensure all discovery has been obtained and in order to adequately prepare for trial, if trial is necessary.

Defense counsel has contacted Assistant United States Attorney Glenn B. McCormick concerning this motion and he has no objection to these requests.

1 Excludable delay under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv) may result from this
2 motion or from an order based thereon.

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4 RESPECTFULLY SUBMITTED on October 14, 2022.

5
6 /s/ Stephen Garcia
7 Attorney for Defendant
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10 Copy of the foregoing transmitted
11 by ECF for filing October 14, 2022, to:

12 CLERK'S OFFICE
13 United States District Court
14 Sandra Day O'Connor Courthouse
15 401 W. Washington
16 Phoenix, Arizona 85003

17 The Honorable John T. Tuchi,
18 Glenn B. McCormick, Assistant U.S. Attorney

19 Courtesy copy e-mailed to:

20 The Honorable John T. Tuchi
21 Tuchi_chambers@azd.uscourts.gov

22 Glenn B. McCormick
23 Assistant U.S. Attorney
24 Glenn.McCormick@usdoj.gov

25 By: /s/ Stephen Garcia
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